

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Steven F. LIVENGOOD      **GROUP:** 2625  
**APPLICATION:** 10/802,213      **EXAMINER:** I. Cruz  
**FILED:** March 17, 2004      **CONFIRMATION:** 3559  
**FOR: USER-ADJUSTABLE MECHANISM FOR EXTRACTING FULL COLOR  
INFORMATION FROM TWO-COLOR INK DEFINITIONS**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT / RESPONSE AFTER FINAL UNDER 37 CFR §1.116 &  
AFTER PRE-APPEAL PANEL DECISION**

In response to the Final Rejection dated September 21, 2010, a Notice of Appeal and Request for Pre-Appeal Review were filed on January 20, 2011. A Notice of Panel Decision from Pre-Appeal Brief Review dated February 28, 2011, indicated that Claims 6 – 19 were allowed. **Therefore, Applicant respectfully submits the following response canceling claims 1 – 5 and placing the application in condition for allowance.**

Amendments to the Claims are found beginning at page 2, where the LISTING OF CLAIMS to replace all prior versions and listings is found.

In the event that additional fees are required as a result of this response, including fees for extensions of time, such fees should be charged to USPTO Deposit Account No. 24-0037 for Xerox Corporation.

In the event the Examiner considers personal contact advantageous to the timely disposition of this case, the Examiner is hereby authorized to call Applicant's attorney, Duane C. Basch, at Telephone Number (585) 899-3970, Penfield, New York.